

12-15-04

PATENT

A circular stamp with the text "O.I.P.E. Practitioner" at the top, "PJCT01" in the center, "DEC 14 2004" below it, and "PATENT & TRADEMARK OFFICE re application" around the bottom edge.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RE application of: Pyles, Nathan; Nelson, Derek; Lo, Kung-Chuan; and Wang, Chih-Jen
Application No.: 10/603,117 Group No.: 3764
Filed: 06/24/2003 Examiner: Tam Nguyen
For: Dual-function treadling exerciser

**Mail Petitions
Commissioner for Patents
P.O. Box 1450
Arlington, VA 22313-1450**

**PETITION TO ACCEPT UNINTENTIONALLY DELAYED CLAIM
UNDER 35 USC 119 AND 120
FOR THE BENEFIT OF EARLIER FILED APPLICATIONS**

Dear Sir,

Applicant respectfully Petitions for acceptance of an unintentionally delayed claim for priority under 35 USC 119 and 120.

CERTIFICATION UNDER 37 C.F.R. sections 1.8(a) and 1.10*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

37 C.F.R. section 1.8(a)

37 C.F.R. section 1.10*

with sufficient postage as first class mail. as "Express Mail Post Office to Address" Mailing Label No. ED415354836US

TRANSMISSION

transmitted by facsimile to the Patent and Trademark Office.

Date: 14 DEC. 2004

12/16/2004 AWNDAE1 00000004 10603117

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Patricia Smith King
Signature

Patricia Smith

(type or print name of person certifying)

Applicant respectfully Petitions the Commissioner to accept the above unintentionally delayed claim under 35 USC 119 and 120 for the benefit of earlier filed applications. In accordance with 37 CFR 1.55 (c), Applicant provides the following:

1. The claims as previously submitted are provided below. (37 CFR 1.55 (c)(1)). A domestic and foreign claim of priority were originally made via preliminary amendment in this case on January 13, 2004, as part of Applicant's response to the Notice of Missing Parts. These priority claims were initially accepted by the U.S. Patent & Trademark Office as evidenced by the attached Filing Receipt (dated 02/13/2004). Attached please find a new Preliminary Amendment of the Specification making the same priority claims.

Domestic priority data: "This application is a CIP of 10/303,724 11/26/2002"

Foreign Applications: "TAIWAN 091207866 05/29/2002"

2. The surcharge as set forth in §1.17(t) is herein provided by check in the amount of \$1,370. (37 CFR 1.55 (c)(2)).
3. Applicant states that the entire delay between the date the claim was due under 37 CFR 1.55 (a)(1) and the date the claim was filed (i.e., Jan. 13, 2004) was unintentional. (37 CFR 1.55 (c)(3)).

Date: 14 DECEMBER 2004

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1-608-231-2988



UNITED STATES PATENT AND TRADEMARK OFFICE

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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/603,117	06/24/2003	3764	1134	JHT-001USP	14	33	3

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CONFIRMATION NO. 2202
 UPDATED FILING RECEIPT



OC000000011902346

Date Mailed: 02/13/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

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 Kun-Chuan Lo, Taichung City, TAIWAN;
 Chih-Jen Wang, Taichung City, TAIWAN;

Domestic Priority data as claimed by applicant

This application is a CIP of 10/303,724 11/26/2002

Foreign Applications

TAIWAN 091207866 05/29/2002

If Required, Foreign Filing License Granted: 09/09/2003

Projected Publication Date: 05/27/2004

Non-Publication Request: No

Early Publication Request: No

Title

